

# INTERNATIONAL SEARCH REPORT

International application No.  
**PCT/NZ2004/000148**

## A. CLASSIFICATION OF SUBJECT MATTER

Int. Cl. 7: **B63H 11/08**

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

DWPI IPC: B63H 1/(all).with keywords (impeller, opposite)

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 1998/057848 A1 (HEADLAND SECURITIES PTY. LTD.) 23 December 1998 Whole document	1-22
X	WO 1998/047760 A1 (VOITH HYDRO GMBH&CO.KG) 29 October 1998 Whole document	1-22
X	DE 3831136 A1 (HIRSCH) 15 March 1990 Whole document	1-22
X	DE 3942672 A1 (MERZ) 4 July 1991 Whole document	1-22

☒ Further documents are listed in the continuation of Box C

☒ See patent family annex

* Special categories of cited documents:	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A" document defining the general state of the art which is not considered to be of particular relevance	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E" earlier application or patent but published on or after the international filing date	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"&" document member of the same patent family
"O" document referring to an oral disclosure, use, exhibition or other means	
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search <b>12 October 2004</b>	Date of mailing of the international search report <b>15 OCT 2004</b>
Name and mailing address of the ISA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaustrialia.gov.au Facsimile No. (02) 6285 3929	Authorized officer  <b>ZBIGNIEW BIELAWSKI</b> Telephone No : (02) 6283 2218

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/NZ2004/000148

C (Continuation).

DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 6193569 B1 (DAVIES ET AL.) 27 February 2001 Whole document	1-22
X	US 3269111 A (E. F. BRILL) 30 April 1966 Whole document	1-22

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No.

PCT/NZ2004/000148

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report		Patent Family Member			
WO	9857848	AU	80042/98		
WO	9847760	AU	75247/98	DE	19717175
		NO	994933	EP	0975517
DE	3831136				
DE	3942672				
US	6193569	AU	49713/97	CA	2262662
		KR	2000053193	NZ	334355
				EP	0935555
				WO	9821090
Due to data integration issues this family listing may not include 10 digit Australian applications filed since May 2001.					
END OF ANNEX					

**PATENT COOPERATION TREATY**  
**PCT**  
**INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY**  
(Chapter II of the Patent Cooperation Treaty)  
(PCT Article 36 and Rule 70)

REC'D 05 JUL 2003  
WIPO  
PCT

Applicant's or agent's file reference 12540	<b>FOR FURTHER ACTION</b>	See Form PCT/IPEA/416
International application No. <b>PCT/NZ2004/000148</b>	International filing date (day/month/year) 13 July 2004	Priority date (day/month/year) 14 July 2003
International Patent Classification (IPC) or national classification and IPC  Int. Cl. <sup>7</sup> B63H 11/08		
Applicant  PROPELLER JET LIMITED et al		

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of 3 sheets, including this cover sheet.
3. This report is also accompanied by ANNEXES, comprising:
  - a. ☐ (sent to the applicant and to the International Bureau) a total of sheets, as follows:
    - ☐ sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).
    - ☐ sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.
  - b. ☐ (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) , containing a sequence listing and/or table related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).
4. This report contains indications relating to the following items:

<input checked="" type="checkbox"/>	Box No. I	Basis of the report
<input type="checkbox"/>	Box No. II	Priority
<input type="checkbox"/>	Box No. III	Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
<input type="checkbox"/>	Box No. IV	Lack of unity of invention
<input checked="" type="checkbox"/>	Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
<input type="checkbox"/>	Box No. VI	Certain documents cited
<input type="checkbox"/>	Box No. VII	Certain defects in the international application
<input type="checkbox"/>	Box No. VIII	Certain observations on the international application

Date of submission of the demand 13 May 2005	Date of completion of the report 20 June 2005
Name and mailing address of the IPEA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaustalia.gov.au Facsimile No. (02) 6285 3929	Authorized Officer  <b>ZBIGNIEW BIELAWSKI</b> Telephone No. (02) 6283 2218

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/NZ2004/000148

**Box No. I**      **Basis of the report**

1. With regard to the language, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ This report is based on translations from the original language into the following language which is the language of a translation furnished for the purposes of:
- ☐ international search (under Rules 12.3 and 23.1 (b))
- ☐ publication of the international application (under Rule 12.4)
- ☐ international preliminary examination (under Rules 55.2 and/or 55.3)
2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:
- ☒ the international application as originally filed/furnished
- ☐ the description:
- pages as originally filed/furnished
- pages\* received by this Authority on with the letter of
- pages\* received by this Authority on with the letter of
- ☐ the claims:
- pages as originally filed/furnished
- pages\* as amended (together with any statement) under Article 19
- pages\* received by this Authority on with the letter of
- pages\* received by this Authority on with the letter of
- ☐ the drawings:
- pages as originally filed/furnished
- pages\* received by this Authority on with the letter of
- pages\* received by this Authority on with the letter of
- ☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing.
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages
- ☐ the claims, Nos.
- ☐ the drawings, sheets/figs
- ☐ the sequence listing (*specify*):
- ☐ any table(s) related to the sequence listing (*specify*):
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages
- ☐ the claims, Nos.
- ☐ the drawings, sheets/figs
- ☐ the sequence listing (*specify*):
- ☐ any table(s) related to the sequence listing (*specify*):

\* If item 4 applies, some or all of those sheets may be marked "superseded."

# INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/NZ2004/000148

**Box No. V** Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

## 1. Statement

Novelty (N)	Claims	YES
	Claims 1-22	NO
Inventive step (IS)	Claims	YES
	Claims 1-22	NO
Industrial applicability (IA)	Claims 1-22	YES
	Claims	NO

## 2. Citations and explanations (Rule 70.7)

### Novelty (N) and Inventive Step (IS)

The invention defined in claims 1 and 3 at least is not novel when compared with the following prior art documents that each discloses all the essential features of the invention claimed:

- (a) WO 1998/057848 A1
- (b) WO 1998/047760 A1
- (c) DE 3831136 A1
- (d) DE 3942672 A1
- (e) US 6193569 B1
- (f) US 3269111 A

For example the WO 1998/047760 discloses a water propulsion unit wherein two coaxial impellers (4.1, 4.2) having opposite pitch are driven in opposite direction at different speeds, thus one of the impellers is imparting less energy to the water passing the impeller than the other impeller.

Furthermore, the features added by appended claims are either disclosed in the cited art and therefore not novel or relate only to features that are typical in devices of this type and therefore they cannot be considered as contributing to patentable ingenuity.